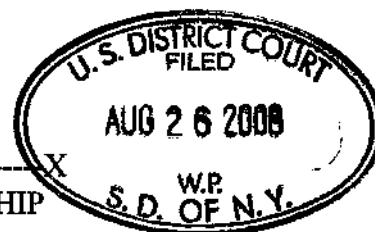


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



THE ANNUITY, PENSION, WELFARE and APPRENTICESHIP
SKILL IMPROVEMENT AND SAFETY FUNDS of the
INTERNATIONAL UNION OF OPERATING ENGINEERS,
LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO, by its
TRUSTEES EDWARD KELLY, JEFFREY LOUGHLIN,
PETER PATERNO, ROSS PEPE, NICHOLAS SIGNORELLI
and NICHOLAS SIGNORELLI, JR., and JOHN and JANE DOE,
as Beneficiaries of the ANNUITY, PENSION, WELFARE and
APPRENTICESHIP SKILL IMPROVEMENT AND SAFETY
FUNDS of the INTERNATIONAL UNION OF OPERATING
ENGINEERS, LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO,

**NOTICE OF
MOTION FOR
DEFAULT JUDGMENT**

08-CIV-5349 (CS)

Plaintiffs,

-against-

TARA-CON INDUSTRIES, INC.,

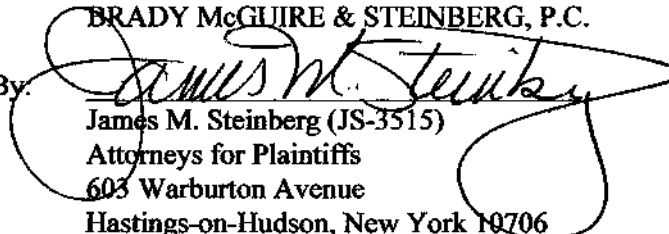
Defendant.

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PLEASE TAKE NOTICE, that upon the Affidavit of JAMES M. STEINBERG, ESQ., sworn to on the 25th day of August, 2008, Plaintiffs' Statement of Damages, and upon all of the prior papers and proceedings heretofore served and had herein, Plaintiffs, by their attorneys BRADY McGUIRE & STEINBERG, P.C., will move this court, at the United States Courthouse located at 300 Quarropas Street, White Plains, New York, before the Honorable Cathy Seibel, at a date and time scheduled by the Court, for a judgment of default against Defendant TARA-CON INDUSTRIES, INC. pursuant to Rule 55(a) of the Federal Rules of Civil Procedure in the amount of \$44,497.64, together with such other and further relief as this Court may deem just, proper and equitable.

Dated: Hastings-on-Hudson, New York
August 25, 2008

Respectfully submitted,

BRADY McGUIRE & STEINBERG, P.C.
By: 
James M. Steinberg (JS-3515)
Attorneys for Plaintiffs
603 Warburton Avenue
Hastings-on-Hudson, New York 10706
(914) 478-4293

TO: TARA-CON INDUSTRIES, INC.
1166 Peekskill Hollow Road
Peekskill, New York 10512